

AGENDA
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, MAY 24, 2005
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, May 17, 2005. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).

- 2) **SPECIAL PRESENTATIONS:**
 - A. Installation of "Welcome to Cheney" sign at the 91st Street entrance to Cheney-Gayle Hanshaw, Cheney Community Improvement Program President

- 3) **CLAIMS:** Approval of all claims processed through Tuesday, May 24, 2005.

- 4) **PUBLIC HEARINGS:**
 - A. An application for Corporate Manager for Jason Lee Meininger in connection with an application for a Class B (Beer Off Sale) and a Class I (Bottle Club) liquor license for Hidden Valley Estates L.L.C. d/b/a Hidden Valley Golf Course, located at 10501 Pine Lake Road, Lancaster County, Nebraska.

 - B. County Change of Zone 05027, requested by the Lancaster County Board of Commissioners, for a text amendment to the Lancaster County Zoning Resolution to include approved amusement license uses as an approved conditional use in the AG Agricultural District. (See New Business Item 5A for correlating resolution.)

- 5) **NEW BUSINESS:**
 - A. A resolution in the matter of County Change of Zone 05027, requested by the Lancaster County Board of Commissioners, for a text amendment to the Lancaster County Zoning Resolution to include approved amusement license uses as an approved conditional use in the AG Agricultural District.
(R-05-0058)

<p style="text-align:center">THOSE WISHING TO SPEAK ON ITEMS SPECIFIC TO TODAY'S AGENDA ARE ASKED TO DO SO WHEN THE ITEM IS CALLED BY THE COUNTY CLERK. EACH SPEAKER IS LIMITED TO FIVE (5) MINUTES.</p>

5) **NEW BUSINESS CONTINUED:**

- B. A resolution in the matter of transferring appropriations from the General Fund Miscellaneous Budget to various general fund agencies, in the amount of \$689,939. (C-05-0059)
- C. Two applications for Special Designated Licenses from Hillcrest Country Club, located at 8901 "O" Street, Lincoln, Lancaster County, Nebraska to provide liquor beverage service in connection with golf tournaments to be held on Sunday, May 29, 2005 from 7 a.m. to 1 a.m. and on Sunday, June 5, 2005 from 7 a.m. to 1 a.m..
- D. An interlocal agreement between Lancaster County and the City of Lincoln for the transport and housing of City offenders in County correctional facilities. Term of the agreement is from July 1, 2005 through June 30, 2006 with automatic renewal for successive periods of one year unless either party provides written notice of its intention to renegotiate or terminate the agreement at least 90 days prior to the anniversary date. (C-05-0274)
- E. An agreement with Region V Systems for Emergency Protective Custody services at the Lancaster County Crisis Center. Term of the agreement is from July 1, 2005 to June 30, 2006. Region V will enter into separate agreements with referring counties who will send acutely mentally ill individuals to Lancaster County. The County will be paid \$106 per individual for the County fee and \$52 for the rural pool for each individual. (C-05-0275)
- F. An agreement with Nancee Blum to present a workshop entitled "Diagnosis and Treatment of Borderline Personality Disorder" to the clinical staff at the Community Mental Health Center on June 8, 2005. The County will pay \$1,800 for the services and also reimburse Ms. Blum for mileage and meals at the County per diem rate. (C-05-0276)
- G. Supplemental Agreement No. 1 with the State of Nebraska, Department of Roads for Project BRO-7055(101), Waverly North. The County previously entered into an agreement with the State regarding this project on August 3, 1999. The supplemental agreement sets the funding allocation for the project as follows: Federal-Aid Bridge Replacement Funds 80 percent; State-Aid Bridge Funds five percent; and County funds 15 percent. All others terms and conditions of the original agreement will apply. (C-05-0277)
- H. An administrative service agreement between Lancaster County and United Healthcare Insurance Company which covers the services United Healthcare Insurance provides the County for use with the County's self-funded employee health insurance plan. (C-05-0284)

5) **NEW BUSINESS CONTINUED:**

- I. Certification of the amendment to the Lancaster County self-funded employee health plan document to provide for security of Electronic Protected Health Information that is created, received, maintained or transmitted to the Plan Sponsor as required by the Health Insurance Portability and Accountability Act of 1996 (HIPAA). (C-05-0285)
- J. Amendment to the Lancaster County self-funded employee health plan document to provide for security of Electronic Protected Health Information that is created, received, maintained or transmitted to the Plan Sponsor as required by the Health Insurance Portability and Accountability Act of 1996 (HIPAA). (C-05-0286)
- K. Application for a United Healthcare policy of excess risk insurance, Policy Number GA-704579AL, for the Lancaster County self-funded employee health insurance. (C-05-0287)
- L. Change Order Number 3 with Cheever Construction Company for the remodel of the Jennie B. Harrell Attention Center, adding \$3,686 to the contract. (C-05-0288)
- M. Change Order Number 4 with Cheever Construction Company for the remodel of the Jennie B. Harrell Attention Center, adding \$1,588 to the contract. (C-05-0289)
- N. A sub-grant award agreement between Lancaster County and Nebraska Emergency Management Agency (NEMA) for the Fiscal Year 2005 Department of Homeland Security Grant for the Citizen Corps Project, in the amount of \$19,760.
- O. Recommendation from the Purchasing Agent and the Office Seating Analysis Committee to award a request for proposal (RFP) for office seating for the combined annual requirements of Lancaster County and the City of Lincoln as follows:
 - ▶ Advanced Office Interiors - 51 to 53 percent off list price
 - ▶ All Makes Office Equipment - 54 to 60 percent off list price
 - ▶ Cramer
 - ▶ Haworth
 - ▶ Herman Miller
 - ▶ Sheppard's Business Interiors - U.S. Communities Contract
 - ▶ Steel Cast
 - ▶ Surroundings - 57.7 percent off list as per General Services Administration (GSA) mirror price

5) **NEW BUSINESS CONTINUED:**

The award of the contracts will be for one year periods with four additional one year periods with mutual consent. Orders will be placed on an as needed basis and billed direct to the individual department/division/agency. The contracts will also establish discounted prices, terms and conditions of the program.
(B-05-0021)

P. Authorization of Wells Fargo Bank, as trustee, to disburse and make payment from the Lancaster County Limited Tax Building 2004 Construction Fund to the following payees:

- ▶ Progressive Construction Company, in the amount of \$80,512.33, for the Sheriff's vehicle garage
- ▶ Cheever Construction Company, in the amount of \$92,561.70, for the remodel of the old Attention Center for CenterPointe

Total payment request is \$173,074.03

Q. A political subdivision tort claim filed against the Lancaster County Corrections Department by Brett McArthur, on behalf of Bessie C. Smidt, for damages.

6) **CONSENT ITEMS:** These are items of business that are routine which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

A. Setting of public hearings for Tuesday, June 7, 2005 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding the following:

1. Comprehensive Plan Amendment 04010, requested by the Director of Planning at the request of Apple's Way, L.L.C., to amend the 2025 Lincoln/Lancaster County Comprehensive Plan, to change the land use designation from Urban Residential to Commercial on approximately 39.13 acres generally located at South 66th Street and Highway 2 in Lancaster County, Nebraska.

6) **CONSENT ITEMS CONTINUED:**

2. Comprehensive Plan Conformance 05003, requested by Prairie Solitude, L.L.C., adopting the proposed conservation easement for the preservation of native prairie.

B. Requests from the following to voluntarily participate in the Lancaster County Retirement Plan having met the requirements:

- ▶ Nikica Pavlovic, an employee with Lancaster Manor
- ▶ Sally Lohmeier, an employee with Lancaster Manor

C. Right-of-way contracts relating to road improvements between the Lancaster County Engineering Department and the following individuals:

- ▶ Victor L. and Bernadette A. Benes, in the total amount of \$6,308.50, on Northwest 27th Street between West Alvo Road and Waverly Road; Project C55-F-415(3). (3 contracts) (C-05-0278 through C-05-280)
- ▶ Gary L. and Ellen M. Hellerich, in the amount of \$262.50, on Northwest 27th Street north of West Little Salt Road; C.P.C-160. (C-05-0281)
- ▶ Dale E. and Rhoda E. Retzlaff on Van Dorn Street east of North 162nd Street; Project C.P.J-237. This is a donation. (C-05-0282)
- ▶ Antoinette R. Keim, in the amount of \$230.50, on Old Cheney Road between South 148th and South 190th Streets; Project C55-Q-407(2). (C-05-0283)

7) **EMERGENCY ITEMS AND OTHER BUSINESS:**

Public comment on items not on today's agenda are welcomed at this time. Each speaker is limited to five minutes.

8) **ANNOUNCEMENTS:**

A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, May 26, 2005, beginning at 8:30 a.m., in Room 113 on the first floor of the County-City Building.

B. Public hearings will be held on Tuesday, May 31, 2005 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding the following:

1. County Final Plat 05023, Prairie Lake Estates 1st Addition, requested by ESP, Inc. on behalf of Marvin and Cynthia Renner, for one lot on property generally located north and west of the corner of South 54th Street and Gage Road in Lancaster County, Nebraska.

8) **ANNOUNCEMENTS CONTINUED:**

2. County Final Plat 05030, North Branched Oak Estates, requested by Brian D. Carstens and Associates on behalf of Robert and Michelle Benes, for three lots and one outlot on property generally located southeast of the intersection of Northwest 84th Street and West Rock Creek Road in Lancaster County, Nebraska.

3. Comprehensive Plan Amendment 05012, by the Director of Planning at the request of Prairie Homes, to amend the 2025 Lincoln/Lancaster County Comprehensive Plan to change the land use from Urban Residential to Commercial and to change the commercial size designation from Neighborhood Center to Community Center, on land generally located at North 84th and Adams Streets.

C. Public hearings will be held on Tuesday, June 7, 2005 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding the following:

1. An application for Corporate Manager for Brett Allen Renner in connection with a Class I liquor license for Hillcrest Country Club located at 8901 "O" Street, Lincoln, Lancaster County, Nebraska.

2. An application for Corporate Manager for Connie L. Hynek in connection with a Class AD liquor license for Gas 'N Shop, Inc. d/b/a Gas 'N Shop No. 41 located at 4005 West Highway 34, Lincoln, Lancaster County, Nebraska.

D. The Lancaster County Board of Commissioners will hold departmental budget hearings on various dates and times at the County-City Building (room numbers listed below) located at 555 South 10th Street, Lincoln, Nebraska:

Thursday, May 26, 2005 - Room 113

1:00 pm - Library
1:30 pm - Human Services
2:00 pm - Families First & Foremost
2:30 pm - Mental Health Center
3:00 pm - Juvenile Detention Center
3:30 pm - Youth Assessment Center
4:00 pm - Corrections
4:30 pm - Extension Office

Tuesday, May 31, 2005 - Room 113

8:00 am - County Clerk
8:30 am - County Treasurer
9:00 am - Assessor/Register of Deeds
9:30 am - Sheriff
10:00 am - County Engineer & GIS
10:30 am - Juvenile Court
11:00 am - Election Commissioner
11:30 am - Emergency Management

Thursday, June 9, 2005 -Room 113

1:00 pm - Visitors Promotion
1:30 pm - Agricultural Society
2:00 pm - Property Management
2:30 pm - Records Management
3:00 pm - Weed Control
3:30 pm - Veterans Affairs/Gen. Asst.
4:00 pm - Lancaster Manor
4:30 pm - Information Services
5:00 pm - Diversion Services

8) **ANNOUNCEMENTS CONTINUED:**

Other Budget Meetings will be Scheduled on a Staff Meeting Agenda:

Thursday, June 16, 2006 - 8:30 a.m.: Budget Work Session, County-City Building, Room 113

Thursday, June 23, 2005 - 8:30 a.m.: Budget Work Session, County-City Building, Room 113

Thursday, June 30, 2005 - 8:30 a.m.: Budget Work Session, County-City Building, Room 113

Thursday, July 7, 2005 - 8:30 a.m.: Budget Work Session, County-City Building, Room 113

Tuesday, July 12, 2005 - 8:30 a.m. to 12:30 p.m.: Budget Work Session, County-City Building, Room 113

Tuesday, July 12, 2005 - 4:00 p.m. to 8:00 p.m.: Common Budget Hearings, County-City Building, Room 113

Thursday, July 14, 2005 - 8:00 a.m. to 4:30 p.m.: Final Work Session, County-City Building, Room 113

Thursday, August 11, 2005 - 10:00 a.m. to 11:30 a.m.: Review Agricultural Society and Rural Fire Budgets, County-City Building, Room 113

Tuesday, August 16, 2005 - 7:00 p.m.: Public Hearing on County Budget; County-City Building, County Commissioners Hearing Room, Room 112

Tuesday, August 23, 2005 - 1:30 p.m.: Adoption of County Budget, County-City Building, Room 112

E. The Lancaster County Board of Commissioners meeting which is broadcast live at 1:30 p.m. on Tuesdays will be rebroadcast tonight at 6:30 p.m. and again on Saturday afternoon immediately following the City Council meeting rebroadcast on 5 City-TV, Cable Channel 5. In addition, this meeting may be viewed on the Internet 24 hours a day at <http://www.lancaster.ne.gov>. Click on 5 City-TV Video On Demand.

9) **PENDING:**

- A. Public hearing regarding County Change of Zone 04053, from AG Agricultural District to AGR Agricultural Residential District, requested by Mark Hunzeker on behalf of Wapiti Enterprises, Inc., on property generally located at the southeast corner of Southwest 40th Street and Rokeby Road in Lancaster County, Nebraska. (Recessed on September 28, 2004.)
- B. County Change of Zone 04074, from AG Agricultural District to AGR Agricultural Residential District, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska.
- C. County Special Permit 04058, Lakewood Hills Community Unit Plan, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage units, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska.
- D. County Preliminary Plat 04028, Lakewood Hills, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage lots, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska.
- E. County Final Plat 04126, Lakewood Hills, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage lots, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska.

10) **ADJOURNMENT:**

This agenda, which is kept continually current, is available for inspection in the office of the County Clerk in Lancaster County, Nebraska.

NOTE: Interpreters for the hearing impaired are available at the meetings of the County Board upon request. Please contact the County Clerk's Office at 441-7481 at least 48 hours prior to the meeting if this accommodation is required, or if you have any other special communication needs requiring assistance. Telex Sound Masters are also available for audio enhancement during the meeting.

The Board of Commissioners agenda and minutes may be accessed on the Internet at <http://www.lancaster.ne.gov> on the County Clerk's website.

IF YOU ARE HERE TO PARTICIPATE ON AN ITEM AND NEED SPECIAL CONSIDERATION BECAUSE OF A SCHEDULE CONFLICT OR SOME OTHER PROBLEM, PLEASE LET THE CLERK KNOW PRIOR TO THE MEETING SO WE MAY ACCOMMODATE YOUR NEEDS.

AGENDA
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, MAY 24, 2005
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS
MEETING

- 1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, May 17, 2005. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).

THOSE WISHING TO SPEAK ON ITEMS SPECIFIC TO TODAY'S AGENDA ARE ASKED TO DO SO WHEN THE ITEM IS CALLED BY THE COUNTY CLERK. EACH SPEAKER IS LIMITED TO FIVE (5) MINUTES.

- 2) **ADDITIONS AND DEDUCTIONS:**

Approval of 33 additions and deductions to the tax assessment rolls per Exhibit A.

- 3) **APPROVAL OF 2005 451A WITH A LATE FILING PENALTY FOR THE FOLLOWING:**

<u>Name</u>	<u>Exempt #</u>	<u>Parcel I.D. #</u>	<u>Notes</u>
Lincoln Woman's Club (Rcvd 4/30/2005)	227B	P044899	4 month late filing penalty
Sheridan Child Dev. Ctr (Rcvd 3/18/2005)	431	P044633	3 month late filing penalty

- 4) **APPROVAL OF 2005 PARTIAL 451A WITH LATE FILING PENALTY:**

<u>Name</u>	<u>Exempt #</u>	<u>Parcel I.D. #</u>	<u>Notes</u>
Lincoln Woman's Club	227A	10-26-223-001-000	15% txble + 4 month late filing penalty

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5) **DENIAL OF 2005 451 APPLICATION FOR THE FOLLOWING:**

<u>Name</u>	<u>Exempt #</u>	<u>Parcel I.D. #</u>	<u>Notes</u>
National LambdaRail, Inc. (Rcvd 4/8/2005)	770	P053191	Not an exempt use
St. Monica's (Rcvd 3/28/2005)	364H	17-27-103-014-000	No building permits

6) **ADJOURNMENT:**